

## RECORD OF PROCEEDINGS

Minutes of

REGULAR COUNCIL

Meeting

DAYTON LEGAL BLANK CO. 1974

Held November 19, 19 79

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, November 19, 1979 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Nicholas Rachford, Chaplain for City Council, and the Pledge of Allegiance to the Flag with Mayor Victor Green presiding. Councilmembers and City Staff present were as follows:

Deputy Mayor Russell Sweetman  
 Councilmembers Jeffrey Siler  
                           Leonard Stubbs  
                           James Singer  
                           J. V. Stone  
 Clerk of Council Marilyn McLaughlin  
 City Manager Darryl Kenning  
 Planner Alan Schwab  
 Service Director Richard Bishop  
 City Engineer Karl Schab  
 Chief of Police William Randolph  
 Municipal Attorney Robert Farquhar  
 Assistant City Manager Joseph Minner

Mr. Sweetman advised that Councilwoman Nora Lake was out of town, thus her absence at this Meeting. Mr. Sweetman moved that Mrs. Lake be excused from this Meeting. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

The Minutes of the following Meetings had been distributed prior to this Meeting:

Council Meeting: November 5, 1979.  
 Council Work Session Meetings: November 5, 1979.  
   November 12, 1979.

Mr. Stubbs moved that the Minutes of the foregoing Meetings be approved, as distributed. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mrs. Suzie Holloway, City Beautiful Commission Member, reviewed their City Beautification Awards Program sponsored annually by the Commission and the Centerville-Washington Township Jaycees. Mayor Green congratulated the winners and presented awards to the following:

## Residential:

The John Marshall Byrns Family - 329 Silvertree Lane  
 Mr. and Mrs. John W. Cottom - 306 Zengel Drive  
 Mr. and Mrs. Robert Jackowski - 520 East Whipp Road  
 Jane H. Magsig - 23 South Main Street  
 Mr. and Mrs. Don Maudlin - 1401 Streamside Drive  
 Frank H. and Lily Sato - 75 Mimosa Drive  
 Mr. and Mrs. Don J. Schell - 65 Lyons Drive  
 The Roger Sutherland Family - 351 Whittington Drive

## Non-Residential:

Routsong Funeral Home - 81 North Main Street

Following the presentation, the Meeting was adjourned for approximately fifteen minutes for a reception with the recipients.

Mayor Green recognized and welcomed Cub Pack 116 from Ida Weller School present at this Meeting.

Mrs. McLaughlin announced the receipt of a letter withdrawing the resignation letter dated May 22, 1979 from the Board of Architectural Review Members.

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Mayor Green read a Proclamation which he issued designating the second week of November, 1979 as Youth Appreciation Week in Centerville.

The following was reported during Mr. Kenning's City Manager's Report: Mr. Kenning reviewed traffic counts recently made by the City's Engineering Department.

The Contract for the restoration of the Wright House has been executed in the amount of funding presently available; work to begin the week of November 26, 1979.

Weather permitting, phase one of the Main and Franklin Streets intersection improvement will be complete the week of November 26, 1979; phase two to commence in the spring of 1980.

All portions of the Local Government Fund settlement have been completed; the proposed alternate formula has been circulated to all Communities in Montgomery County.

Mr. Kenning commended Police Officer Bruce Robertson for superior achievements while attending Basic Police School.

Upon question of Mr. Singer, Mr. Kenning and Mrs. McLaughlin reviewed notification procedure used for all Meetings involving the City Council. He encouraged better communication between the City Council and the Washington Township Trustees in this respect.

Mr. Singer requested that Mr. Kenning comment on the status of deliberations concerning the DART right-of-way, in consideration of rapid transit in future years. Mr. Kenning reviewed Meetings held involving area Municipalities concerning acquisition of the land and securing monies for same. Letters have been sent to the owners of the line and to the Department of Transportation requesting that a sale not take place until the Municipalities have had an opportunity to secure the line.

Mayor Green resigned as Centerville's Delegate to the Transportation Coordinating Committee and recommended that Councilwoman Elect Shirley Heintz be appointed as his replacement. Mr. Siler moved that Shirley Heintz be appointed as Centerville's Delegate on the Transportation Coordinating Committee to replace Mayor Victor Green. Mr. Stone seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. Stubbs announced the Council Finance Committee Meeting to be held Saturday, December 1, 1979 to begin at 8:45 A.M. in the South Suburban Annex, Conference Room.

Mr. Sweetman announced the Meeting of the Miami Valley Cable TV Council scheduled for Wednesday, November 21, 1979 to begin at 7:30 P.M. in the Miamisburg Civic Center.

## ORDINANCE NUMBER 53-79 SUBDIVISION REGULATIONS

The Public Hearing was held concerning Ordinance Number 53-79. Mr. Kenning reviewed this proposed Ordinance which provides fees for the preparation of Performance Bonds and Subdivider Agreements and provides that private streets be bonded and be constructed to meet Centerville Street Specifications. This Ordinance has been recommended by the Planning Commission. Mr. Sweetman sponsored Ordinance Number 53-79, An Ordinance Amending Chapters 1113, 1115, 1117 And 1121 Of The Centerville Municipal Code By Providing For The Collection Of Fees For Preparation Of Subdivider Agreements And Performance Bonds; Providing For Performance Bonds For Private Streets And Providing That Private Streets Must Be Constructed In Accordance With Centerville Street Specifications, and moved that it be passed. Mr.

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Singer seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## ORDINANCE NUMBER 54-79 PLANNING COMMISSION

The Public Hearing was held concerning Ordinance Number 54-79. Mr. Stubbs sponsored Ordinance Number 54-79, An Ordinance Appointing Robert K. Chappell As A Member Of The City Planning Commission For The City Of Centerville, Ohio, To Fill The Unexpired Term Of Francis G. Cash, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## ORDINANCE NUMBER 55-79 PERSONNEL APPEALS BOARD

The Public Hearing was held concerning Ordinance Number 55-79. Mr. Siler sponsored Ordinance Number 55-79, An Ordinance Appointing Lester R. Stauske As A Member Of The Personnel Appeals Board For The City Of Centerville, Ohio, And Establishing A Term Of Office, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## ORDINANCE NUMBER 56-79 COMPETITIVE BIDDING

Mr. Sweetman moved that Ordinance Number 56-79, An Ordinance Amending Section 105.01 Of The Centerville Municipal Code To Raise The Authority Of The City Manager To Make Contracts Without Competitive Bid From \$2,500.00 To \$5,000.00, be set for Public Hearing on December 3, 1979. Mr. Singer seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## ORDINANCE NUMBER 57-79 COUNCIL COMPENSATION

Mr. Stubbs moved that Ordinance Number 57-79, An Ordinance Amending Ordinance 67-74 Limiting Salary Adjustments For Members Of Council To A Maximum Of Five (5%) Percent A Year, be set for Public Hearing on December 3, 1979. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## RESOLUTION NUMBER 51-79 EQUIPMENT

Mr. Kenning reviewed a Resolution requesting the Fiscal Officer to certify maximum maturity of Bonds and Notes relative to the financing of the four dump trucks purchased two years ago. Mr. Siler sponsored Resolution Number 51-79, Resolution Requesting Fiscal Officer To Certify Maximum Maturity Of Bonds And Notes, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## ORDINANCE NUMBER 58-79 EQUIPMENT

Mr. Kenning reviewed this proposed Ordinance which provides for the issuance of Notes in anticipation of the issuance of Bonds for the purpose of paying for the four dump trucks purchased in 1977; the interest rate is 6 3/4%. Mr. Sweetman sponsored Ordinance Number 58-79, An Ordinance Providing For The Issuance Of \$50,065 Of Notes Of The City Of Centerville, Ohio, In Anticipation Of The Issuance Of Bonds, For The Purpose Of Paying The Cost Of Acquiring Certain Motor Vehicles, To-Wit, Four Dump Trucks With Related Seasonal Accessories, And Declaring An Emergency, and moved that it be passed. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## RESOLUTION NUMBER 52-79 LOCAL GOVERNMENT FUND

Mr. Kenning reviewed the new formula to be used for the distribution of Local Government Funds by the Montgomery County Budget Commission to local Municipalities. Mayor Green pointed out the fact that Centerville's

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allotment is approximately twice for 1980 than it has been in the past. Mr. Stubbs sponsored Resolution Number 52-79, A Resolution Accepting The 1979 Budget Commission's Alternative Method Of Distributing Local Government Funds, and moved that it be passed. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## RESOLUTION NUMBER 53-79 APPRECIATION

Mr. Singer sponsored Resolution Number 53-79, A Resolution Of Appreciation For The Services Of Francis G. Cash As A Member Of The City Planning Commission Of The City Of Centerville, Ohio, and moved that it be passed. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## RESOLUTION NUMBER 54-79 APPRECIATION

Mr. Sweetman sponsored Resolution Number 54-79, A Resolution Of Appreciation For The Services Of Anton N. Evans As A Member Of The Parks And Recreation Board Of The City Of Centerville, Ohio, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

## RESOLUTION NUMBER 55-79 SALT

Mr. Singer sponsored Resolution Number 55-79, A Resolution Declaring An Imminent Public Disaster And Authorizing The Purchase Of The City's Needs For Road Salt Without Competitive Bidding Pursuant To Section 7.07 Of The Centerville Charter, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion. Mr. Kenning advised that the market price for salt out of this Country is \$43.00 per ton. It is anticipated that in three to four weeks salt may become available from the free market; this Resolution makes it possible for the City of Centerville to purchase salt immediately upon availability. Mr. Sweetman pointed out the fact that the City has a contingency plan for making streets passable if the need arises.

There being no further business, the Meeting was adjourned.

Approved: 

Mayor

ATTEST:

  
Clerk of the Council